

GOVERNMENT OF ANDHRA PRADESH
A B S T R A C T

SUITS – PJP - Gadwal, Mahabubnagar District – Kothakota (Mandal) – Ajjakole (V) - O.P.No.49/88 & batch of (64 cases) - Sanction of Decretal charges of **Rs.1,06,518/-** Orders – Issued.

IRRIGATION & CAD (PW.LA.III.A2) DEPARTMENT

G.O.RT.NO. 370

DATE:01.06.2009

Read:

From the Spl.CS to Govt & CCLA, AP, Hyd.Lr. No.SRP4/330/2009,
Dt:23.05.09 alongwith the letter of Spl.Collector, Bheema Project, MBNR.

O R D E R:

The Special Chief Secretary to Government and Chief Commissioner of Land Administration, Andhra Pradesh, Hyderabad has informed that the Special Collector, LA, Bheema Project, Mahabubnagar District has submitted the proposals for sanction of final payment of decretal charges in respect of O.P.No.49/88 & batch pertaining to Ajjakole (V) Kothakota (M) of Mahabubnagar District. The then Special Dy.Collector, LA, PJP, Gadwal had acquired the land situated in the limits of Ajjakole (V) Kothakota (M) of Mahabubnagar District vide Award No.26/87, dt:23.07.1987 for the purpose of excavation of PJP Left Main Canal by fixing the market value @Rs.10,500/- for Category-I, @Rs.8,000/- for Category-II and @Rs.5,000/- for Category-III. The Sr.Civil Judge, Wanaparthy in its judgment dt:27.04.1992 has enhanced the market value from Rs.10,500/-, Rs.8,000/-, Rs.5,000/- to Rs.21,000/-, Rs.21,000/- & Rs.12,000/-. Further, the SDC, Gadwal has informed that the Award No.26/87,dt:23.07.1987, the 12% AMV was not awarded, but interest on 30% Solatium has been given. In relevant Award, the 12% AMV was not given, hence the same was not proposed in final decretal proposals. As regard interest on 30% Solatium in Award the interest was given, hence, in the earlier decretal amount, the same was not proposed and the sanction was also made as per proposals and the same is now proposed.

2) After careful examination of the matter, Government hereby accord sanction for an amount of **Rs.1,06,518/- (Rupees One lakh six thousand five hundred and eighteen only)** in respect of O.P.No.49/88 pertaining to Ajjakole (V) Kothakota (M) of Mahabubnagar District, to subject to verification whether the reference under section 18(1) of the L.A.Act is made to the Lower Court after following all the guidelines/directions on the subject and in case it is detected that Section 18 reference was made contrary to the rules/guidelines issued by the Government/ Special Chief Secretary to Government and Chief Commissioner for Land Administration, Andhra Pradesh, Hyderabad immediate action should be taken to recover the loss sustained by the Government from the staff concerned and filing of restitution petition and also subject to confirmation of the Chief Engineer as to the extent of land acquired. Further, the Special Collector should verify the calculations made by the Land Acquisition Officer once again thoroughly with reference to the decree and instructions issued by the Government/Special Chief Secretary to Government and Chief Commissioner for Land Administration, Andhra Pradesh, Hyderabad on the subject from time to time duly deducting the Income Tax as per rules before depositing the amount in Lower court.

(PTO)

3) The expenditure sanctioned in para (2) above shall be debitable to following Head of Account under "4701- SMJH – 01- Major Irrigation – M.H.122 – Jurala Project G.H.11 – NSP – SH (27) – Canals and Distributaries - 530 Major Works – 532 Lands (charged). In case, the available budget provision is not sufficient to meet the present requirement, the expenditure shall be met initially by way of advance from contingency fund subject to surrendering an equal amount from voted grant.

4) This order issues with the concurrence of Finance (Works&Projects) Department vide their U.O. No.1971/F2(2)/2009-1, dated 29.05.2009.

(BY ORDER AND IN THE NAME OF THE GOVERNOR OF ANDHRA PRADESH)

ADITYA NATH DAS
SECRETARY TO GOVERNMENT

To

The Spl. Chief Secretary to Government & CCLA, A.P., Hyderabad.

The Special Collector, LA, Bheema Project, Mahabubnagar.

The Engineer-in-Chief, I&CAD, Erramanzil, Hyderabad.

The SDC, LA, PJP, Gadwal, Mahabubnagar.

The Director of Works Accounts, Hyderabad.

Copy to: P.S. to Minister (M& MI).

Finance (W&P) Department/File C.No.9065/LA.III(A2)/2009

SF/SCs.

//FORWARDED::BY ORDER//

SECTION OFFICER